

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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MBIA INSURANCE CORPORATION, et al.

Plaintiffs and  
Counterclaim Defendants,

v.

ROYAL INDEMNITY COMPANY,

Defendant and  
Counterclaim Plaintiff.

C.A. No. 02-1294-JJF

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ROYAL INDEMNITY COMPANY,

Third-Party Plaintiff,

v.

ANDREW N. YAO, et al.,

Third-Party Defendants.

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ROYAL INDEMNITY COMPANY,

Counter-Claimant,

v.

MBIA BANK, et al.,

Counter-Defendants.

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CHARLES A. STANZIALE, JR.,  
CHAPTER 7 TRUSTEE OF STUDENT  
FINANCE CORPORATION,

Plaintiff,

C.A. No. 04-1551-JJF

v.

PEPPER HAMILTON LLP, et al.,

Defendants.

CHARLES A. STANZIALE, JR.,  
CHAPTER 7 TRUSTEE OF STUDENT  
FINANCE CORPORATION,

Plaintiff,

C.A. No. 05-72-JJF

V.

McGLADREY & PULLEN LLP, et al.,

Defendants.

ROYAL INDEMNITY COMPANY,

Plaintiff,

C.A. No. 05-165-JJF

V.

PEPPER HAMILTON LLP, et al.,

Defendants.

**NOTICE OF DEPOSITION OF J. MARK PENNY**

PLEASE TAKE NOTICE that, pursuant to Rules 26 and 30 of the Federal Rules of Civil Procedure as well as the Second Amended Case Management Order #1 entered

by the Court on June 14, 2007, plaintiff Charles A. Stanziale, Jr., Chapter 7 Trustee of Student Finance Corporation, will take the deposition upon oral examination of J. Mark Penny, beginning on Wednesday, September 5, 2007, at 9:30 a.m., at the offices of Eckert Seamans Cherin & Mellott, LLC, Two Liberty Place, 50 South 16<sup>th</sup> Street, 22<sup>nd</sup> Floor, Philadelphia, PA 19102. Mr. Penny is directed to produce at the deposition all documents that he reviewed and upon which he relied in connection with his formation of the opinions he has expressed and intends to express in the above-captioned actions that were not disclosed in the report of Mr. Penny submitted in the above-captioned actions. The deposition shall be recorded stenographically. The deposition will continue from day to day until completed pursuant to the provisions of the Second Amended Case Management Order #1. All counsel of record are invited to attend and participate.

Dated: August 14, 2007  
Wilmington, Delaware

THE BAYARD FIRM



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